

D for 1966

CLASS B
2-8-66

NOTES

MY SORE GOVERNMENT SECRETARIAT

File No. *AFD 133 FGL-63*

Department of *A+F*

Section *Forest B*

Subject: *Release of land in S.No. 44, 49, 13
in Betta*

References:

Date	To whom sent	Notes and instructions
		FOR NOTE BOOK UNDER SECRETARY <i>M.A.</i> Under Secretary to Govt. <i>Forest</i> <i>21/8/63</i> <i>21/8/63</i> <i>Vatsal Rao</i> <i>A</i> <i>1.4.06</i> <i>ಅರಣ್ಯ, ಮಂತ್ರಿ ಕಛೇರಿ, ಮೈಸೂರು,</i> <i>(ಅರಣ್ಯ-2)</i>

Serial
No.

Letter no. B₃-4FL-MH41(707)-
62-63 1713-8-63 of the
ccf.
a. no. 6522/63.

1) In view of the report
of the DFO, Honavar, the
ccf has suggested to
refer the matter to R.O.
for further action.
Hence we may call for
a detail report from
the DC, Karwar in the
matter,

2) of put up.

PR
21/8

2) Issue & put up

PR

28/8/63

Issued on 30/8/63
30/8

3) Resubmitted for
order.

PR

30/8 231/8

D.S)

PR

2/9/63

29

2/9/63

L.W

As per

25/8/63

Spoken

28/8/63

5611

Note.—Contn. Sheet

AED File No. 133 Form of 1963

Mysore Government
Secretariat

4) Expeditor to the DC,
Kannur in part up for
appl, (17 cl7)

Serial
No.

PR

5) Issue

6/1
H
6/1

2R

7/1/65

ISSUED

Date 12-1-1965

(M. S. RAMANATHAN)

6) Another expeditor
to DC in part up.

PR

29/5

7) PR issue

H
31/5

ISSUED

Date 31-5-1965

D. no. 2468/65

8) The DC has requested
for a copy of the h.h.
1930-8-1963, and we
may send the same
as desired.

9) 2 ft part up for
appl,

PR

576
H
7/6

19 cl7

Reply recd
& hence
the letter
not to
issue

Note Continuation Sheet

Subj. S.No. 44, 49, 13 in Betta
Manjawalli gram of Sirsi Tq. - V.N.Hegde.

File No. AFD 133 FGL 63

WD 014899-GP B-8,00,000-5-12-84

Reference and markings	Notes and Orders	Para Number
27 cl 7	D.No. 2579/65. 10) Please see the report of the D.C., Karwar. It is reported that Sri.V.N.Hegde has preferred an appeal against the orders of the Divl. Commr., Belgaum and hence the Mysore Revenue Appellate Tribunal, Bangalore has called for the case papers from the Divl. Commr., Belgaum. The Divl. Commr., accordingly has sent the case papers to the M.R.A.P., Belgaum Bench. Hence, the D.C. has requested to address the Divl. Commr., in the matter. 11) We may agree with the views of the D.C. and address the Divl. Commr., about the stage at which the matter stands. Draft put up for approval. OR 27/6 4/13/6 ISSUED Date 26-6-1965	
25 cl 7		12
27 cl 7	D. no. 3056/65. pl. see the report of the Divl Commr. He has reported that the case is pending before the M.R.A.T, M'sore and hence we may await the	(13)

Stitching space

Subject... Land - S. No. 44, 49,

File No.....

13

Reference and markings

Notes and Orders

Para Numbers

decision of the Tribunal in the matter

OR

21/7
H. 22/7

23/7/65

(14)

Reminder to the Govt Commr in part up

(15)

OR

22/6

22.6.66

(16)

ISSUED

23/6/66

2947

S. No. 2975/66.

The ccf has subd. proposals received from the Govt Commr. Belgaum and in view of the report of the De, Karwar, the Govt. Commr. and the ccf have no objection

(17)

4047

Stitching space

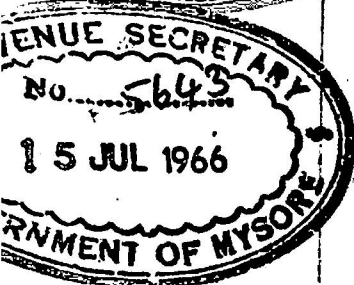
M. G. S.

Subject:

File No.

Release of land in B.S. no.
44-A of - Sirsi

WD 01096-GPB-8,00,000 18-12-65

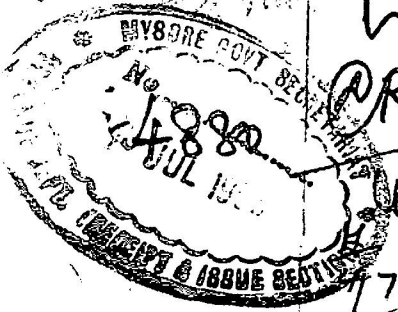
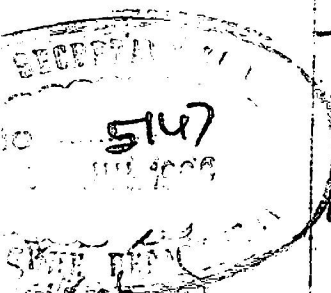


For the release of 0-3-0
guntas out of B.S. no -
44-A of Manajawalli,
Sirsi Tq.

1) In view of the facts
explained by the Ac,
Karwar in his report
of 4-12-1963 and 17/66
we may agree to the
proposal and release an
area of 3 guntas in
favour of tax for dis-
posal.

a) R.D. may pl. see the
proposal in the first
instance.

for remarks



Under Secretary to Government,
Agriculture and Forests, Mysore

R.D.

R.D. agrees to the proposal

The land
released
is to
N.A. purpose
see 11/7

20)

22) 11/7 22/12/66

D.S. (21)

NASIR HUSSAIN SIDDI
Under Secy., Rev. L.
Dy. Secy. Rev. Dept.

Release of land in S. no. 7

Subject: TH-A

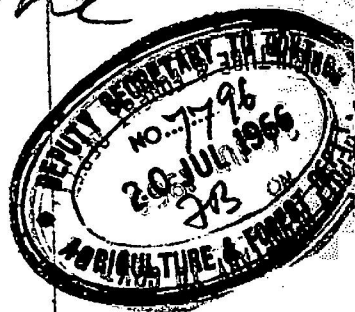
File No.

M. G. S.

AT-9 133 FBL 63

23) T. R. has agreed to the proposal and we may agree to the proposal, as the CCF has also no objection for the release of 3 guntas.

QR



19-7-66

M. W. WINSTON,
Under Secretary to Government,
Agriculture and Forest Department.

(24)

para 23 of the above is approved.

Re (Forests)

25/7/66

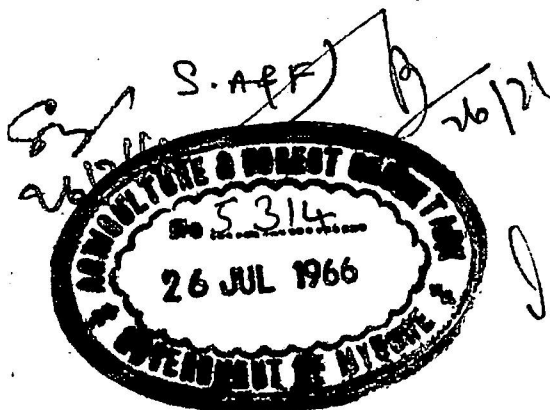


(SYED BASHEER AHMED)
Deputy Secretary to Government,
Agriculture and Forest Department.

Approved

32/7/66
B. RACHAIAH,
Minister for Forests,
Fisheries and Sericulture.

(25)



27/7/66

M. C. S.

Subject: Release of land in S.No. 44-A - File No.

M-133 FNL 63

WD 01050-GPB-8,00,000 18-12-85

26) 20 ft h.o. in part
up for appl.
@R

Dy. Secy., A. & F.
No. 8/15
Date 29/7

28/7
H
28/7

May issue

M. M. WILSON,
Under Secretary to Government
Agriculture and Forest Department

h.s.

29/7/66

(SYED BASHEER AHMED)
Deputy Secretary to Government,
Agriculture and Forest Department

Issued 29/7/66

ISSUED

Date 29/7/66

B

24/8/66
H



THE COURT OF THE TANASILDAR,
At Sirsi.

707
ADD 9274/b
1/12/62

Secretary A&F. to
put up the
connected papers
if any.

B. Acharya
Minister for Forests and Fisheries



1. Venkatraman Narayan Hegde, Agriculturist,
Resident of Lingadkon in Sirsi.
2. Venkatraman Hanjappa Hegde, agriculturist,
Resident of Lingadkon in Sirsi.
3. Manjanath Venkatraman Hegde, agriculturist,
Resident of Lingadkon in Sirsi.
4. Gajanana Ganapati Hegde, agriculturist,
Resident of Lingadkon in Sirsi.
5. Shankarnarayan Ramayya Hegde, agriculturist,
Resident of Lingadkon in Sirsi.
6. Subray Ramayya Hegde, agriculturist,
Resident of Lingadkon in Sirsi..... Applicants.

Versus.

Shantaram Ganesh Hegde, Police Patel,
Agriculturist, resident of Lingadkon in Sirsi.. Opponent.



The applicants submit the following :-

The applicants are the agriculturists and
they cultivate the betelnut garden lands situated in
Lingadkon in Sirsi Taluka.

The Forest department, as usual had assigned
betta lands attached to the gardens for the purpose of
leaf manure and for the protection of the garden lands.
As per rules the owner of the gardens has no proprietary
rights in the betta lands and such betta lands are being
used commonly and jointly by all the cultivators generally.
unless special provision has been made otherwise.

The Opponent has constructed a number of
residential houses in Manajavalli gram, Taluka Sirsi,
bearing betta S.No.44 and 49B. In betta S.No.49B an area
of 20 gunthas a little more has been used for the construct-
ion of residential houses which are let out to different

persons. Similarly very recently in betta S.No.44 an approximate area of 3 gunthas more has been used for the construction of residential house by the Opponent. Now coming to the betta S.No.49B the Opponent has executed a bond under the Land Revenue Code, under No.S.105/5799 dated 2-12-1948 and similarly a Sanad was granted in favour of the Opponent under Collector's No.S.73/VII/43 of 31-3-1951. In the Sanad certain conditions were laid down for the construction of houses. The applicants submit that these conditions laid down in the Sanad have been completely ignored. For instance the Sanad specifically puts a premium on the Opponent regarding the construction of the buildings. As per the condition of the Sanad, no building shall be less than 10 feet away from any other building. Secondly, no latrine etc., shall be constructed on the said land, and the building to be erected on the W.A.plot should occupy not more than $\frac{1}{2}$ of the plot, the remaining area being left open to sky.

Now coming to the recent construction of a residential house in betta S.No.44 under No.FIL.No.FRB/2138. As per this agreement the Opponent has completely violated the conditions laid down in the agreement. The condition no.4 specifically mentions that the farm houses shall be used for bonafide agricultural purposes only. These houses also have been let out to some body.

Now, the applicants being aggrieved by the construction of these houses, pray among other grounds, that the Opponent has completely failed to comply the terms of the Sanad and agreement and he has failed to comply with the terms and conditions of the Sanad. The houses constructed therein be removed or in the alternative, the applicants pray that they may be allowed to construct residential houses in their respective vahivati betta lands and the same may ^{allowed to} be leased to other tenants on monthly rental bases.

5 → !!

We submit that as per the rules and conditions of the Bombay Forest Manual they cannot be done by no stretch of imagination.

The constitution of India clearly mentions that there shall not be any discrimination between one citizen and the other. All are equal before law. The State Government is prohibited from making any discrimination against any citizen, on grounds of religion, race, cast, sex, place of birth or any of them and as such the applicants submit that stringent action may be taken against the Opponent who had acted in utter disregard to the provisions of law.

The applicants never agree for the - construction of residential houses in the joint betta lands.

That such betta land shall not be mortgaged or let out under any circumstances. Again the Opponent has not complied with the terms of the conditions laid down in the agreement, and further the Opponent himself had agreed that he is prepared to make good the loss or damage which he is likely to inflict on the lands.

The Opponent has acted arbitrarily and in excess of the terms and conditions of the Sanad. The Opponent has no right or title whatsoever to make use of the Government betta lands for his personal aggrandisement.

The applicants may be allowed to bring such other evidence, that is necessary to prove their case at the time of hearing. Therefore the applicants pray that the houses constructed in betta S.No. 493 and 44 may be got removed immediately as the applicants are put to irreparable loss, damage and inconvenience. The - applicants pray that suitable action may kindly be taken after considering the ~~amxx~~ material documents and site inspection, against the Opponent. They are willing to pr

the costs for the removal of such illegal constructions and the same may be recovered from the Opponent by way arrears of land revenue.

Sirsi, H.K.

Dated 12 -11-1962

Applicants.

- 1 ಮೊಟ್ಟಮೊಟ್ಟ ನಾಣವಣ್ಣ ಕೊಡೆ
- 2 ವಿಜಯಕುಮಾರ್
- 3 
- 4 ಗಣಪತಿಯ ಗಣಪತಿಯೊಡನೆ
- 5 ಸಂಕ್ರಮಣಿಕೆಯ ಸುರಾಪುರಹರಣ್ಣ
- 6 ಮುಖ್ಯಾಧಿಕಾರಿ ಮೊಟ್ಟಮೊಟ್ಟ

Copy P.W.Cs., to

1. The Hon'ble Minister for Forests,
Government of Mysore, Bangalore.
2. The Chief Conservator of Forests, Bangalore.
3. The Divisional Forest Officer, Honavar.
4. The Deputy Commissioner, Warwar.

No. B3, GFL-4471(707)/62-63

To

The Secretary to Government,
Agriculture & Forest Department
Bangalore.

Office of the
Chief Conservator of Forests
in Mysore, Bangalore.

Dated the... 13.8.63



Sub:- Request for grant of land in S. No. 44,
49, 13 in Betta Manjawalligram of Sirsi
Taluka - Petition of Sri Venkataraman
Narayan Hegde.

Ref:- Your Memo No. AFD 9274/62 dated 1-12-62.

21/14/8/63

I enclose herewith a copy of letter No. FOP/GFL/SDK/
1685 dated 15-7-1963 from the Conservator of Forests,
Belgaum Circle along with its accompaniment on the above
subject for perusal. In the circumstances reported
therein the matter may be referred to the Revenue De-
partment for further action.



The application is returned herewith.

Yours faithfully,

[Signature]
Chief Conservator of Forests.

Copy forwarded to the Conservator of Forests, Belgaum
Circle, for information.

DVP/

No.FOP/GFL/SDK/1685.

14
Office of the
Conservator of Forests,
Belgaum Circle.

Belgaum: 15 July, 1963.

To

The Chief Conservator of Forests,
in Mysore, Bangalore.

Sir,

Sub: Request for grant of land in S.No.44, 49, 13
in Betta Mangawalli Gram of Sirsi Taluka -
Request of Shri. Venkatraman Nagayan Hegde.

Ref: Your No.B-3-GFL-4471-707 of 13/18-12-1962.

I am submitting herewith letter No.FOP/GFL/LND/532-27
of 22-1-1963 of the Divisional Forest Officer, Kanara S.D.,
Honavar in duplicate along with application of Shri. V.N.
Hegde of 12-11-1962 sent to Government and one sent to you.
The complaint made by the applicants need to be enquired
into by the R.D. as explained by the D.F.O.. The same may
therefore kindly be sent to the R.D. for taking further
action.

Yours faithfully,

D. Mangundappa 157
CONSERVATOR OF FORESTS, B.C.

Amh/12-7.

Letter

Subject:- Representation of Shri. Vankatraman Narayan Hegde and others of Lingadkon in Sirsi, request for grant of land in S.No. 44 & 49 B of Manajawalli.

No. FOP/GFL/LND/532/27 of 1962-63,
Mangalore, 22nd Jan. 1963.

To, The Conservator of Forests,
Belgaum Circle, Belgaum.

Ref:- Your No. FOP/GFL/SDK/26-2- dated 24-11-1962. Copy submitted to the Deputy Commissioner, Kanara with reference to the petition dated 12-11-1962.

2. In this regard, Shri. Vankatraman Narayan Hegde & others of Lingadkon have complained against Shri. Shantaram Ganesh Hegde in the Court of the Talildar Sirsi. The details in respect of their complaint are as given below:-

(1) That Shri. S.G.Hegde has built some houses in Malki Sy.No. 49B against the conditions of the kabulayat (this lands was disafforested from an assigned Betta granted to him)

(ii) That he is hiring out a newly constructed building in Betta Sy. No. 44A in an area of 0-3-0 gunthas wherein he was allowed to construct a farm house in the interest of better cultivation of his bagayat lands.

3. As regards complaint at S.No. (i) an area of 0-20-0 gunthas was granted to Shri. S.G.Hegde by the Deputy Commissioner, Kanara, Karwar under his No. S.73/1/II dated 31-8-1951 for N.A.purpose. On enquiry, it is revealed that Shri. Hegde has constructed the residential buildings in this area in a form of Chawl & he is giving out these buildings on hire to others. His action may be in contravention of the conditions of the kabulayat executed by the grantee. But this Department has nothing to do with the breach of the conditions. Hence the Deputy Commissioner may kindly be requested to take further action in this connection.

4. As regards complaint at S.No.(ii), Shri. Shantaram Ganesh Hegde was permitted to utilize an area of 0-3-0 guthas out of B.S. No. 44 A of Manajawalli by the Deputy Commissioner as per his No. GEN/A/7869 dated 20-3-1957. Shri. S.G.Hegde further requested permission to utilize this area for N.A. use to provide his son Shri. Gajanan Shantaram Hegde (who is physically crippled in the legs) with Ayurvedic Hospital. Looking to his petiable physical conditions, his case was recommended as per this office No. FOP/GFL/DFR/131(61-62) dated 24-5-1962 kindly vide your No. FOP/GFL/SDK/17/1/62-63 dated 11-6-1962 in this connection. The I Grade Forest Surveyor reports that for the present Shri. R.G.Bhat Pleader is occupying this house. Shri. S.G.Hegde states that the Pleader Shri. R.G.Bhat is his nearest relative and since he could not get a house else-where he (S.G.Hegde) has ~~now~~ allowed him to stay there. His statement in this connection is enclosed herewith for favour of perusal. Two sign boards, one in the name of his son Shri. Gajanan Shantaram Hegde and another in the name of the Pleader Shri. R.G.Bhat are reported to be hanging in front of these houses. This matter will have to be dealt with by the Revenue Department and hence the Deputy P.T.O.

21
16
..... Deputy Commissioner may kindly be requested to take further action in the matter.

The sketch of the area is also attached herewith.

RECEIVED
12/12
(J.B. Lobo)
Divisional Forest Officer,
Kanara Southern, Honavar.
Forest Division

~~Copy~~

Copy transmitted to the Deputy Commissioner, Kanara
Karwar with reference to the petition dated 12-11-1962.

Copy to the I Grade Forest Surveyor on Disposal
of land Cases at Sirsi and Range Forest Officer, Sirsi
for information.

SUBJECT.....

15-17

15-17

Diary No. of letter replied to.....

Section

Serial No.

Mysore Government Secretariat

File No.

the 196

Proceedings of the Government of
Mysore

Re: Karwar

Date of issue..... 30/8 196

Signed by.....

May this be—

- (i) printed?
- (ii) treated as a Standing Order?
- (iii) published in the Gazette,
English Part?
- (iv) translated?
- (v) placed at the disposal of the Press?
- (vi) published in the Gazette,
Kannada Part?

In enclos
a copy of the Rep'n
of Venkatraman
narayan Hegde &
Others on Agriculture
of Sirsi Tq., pre-
sented to Govt
& to request you
to send a detailed
report to Govt early
4/7.

copy to rep for
w/r to Govt
letter no B3.4FL
4471(707)/62-63
of 13-8-63.

202
4/5 A 77

GOVERNMENT OF MYSORE

No. AF D 133 Fm 63

17¹⁸
Mysore Government Secretariat,
"Vidhana Soudha"
Bangalore, Dated 12-1-1965

From

The Secretary to the Government of Mysore,
Agriculture & Forest Department.

To

OC,
The Director of Agriculture
in Mysore, Bangalore.

Kanwar

Sir,

Sub:-

I am directed to invite reference to Government letter of
even No. / ~~Your letter No.~~ dated 30-8-63 on the
subject cited above and ~~reminders noted in the margin and to~~ ^{2 am}
request you kindly to furnish Government with your report/reply/
~~remarks/information called for/as promised therein immediately.~~

ISSUED

Date 12-1-1965

Copy to reg for
inf n

Yours faithfully,

no

Under Secretary to Government
Agriculture & Forest Department.

1819
No. CDP/AGR/SR-3
Karwar 31-5-1965.

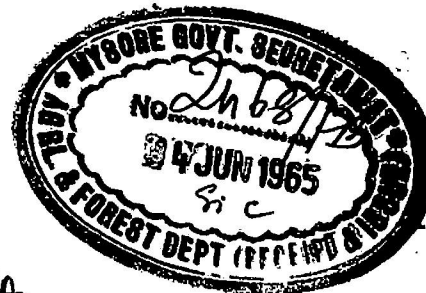
To

The Under Secretary to Government
of Mysore Agriculture & Forest
Dept. Bangalore.

Sir,

Reference this office letter No. even dated
16-1-65 .

The copy of Govt. letter No. AFD-133 FGL-63
dated 30-8-1963 is still awaited.



Yours faithfully,

Dabintarao
for Deputy Commissioner N. Kanara.

16/1/65 ms/ulb

SUBJECT

a c/z

Diary No. of letter replied to.....

Section

File No.

Serial No.

Mysore Government Secretariat.

()

the 196 .

No.

To

Date of Issue.....

DC
Karwar, R.K. Sir

Signed by.....

Sir,

not to exam

w/r to your
letter no. CAP/ABR
-SR-3 of 31-5-65
on the above
subject, I am
sending herewith
a copy of
the L.H. of
Wern no. of 30-
8-1963 along
with its enclosures
as desired. The

List of enclosures.....

Copied by.....

Examined by.....

report may be subd
to Govt, early, as the
matter is pending from
a long time

Y/7

MS A 77

21 23
From

The Deputy Commissioner,
North Kanara, Karwar.

To

The Secretary to the Government of
Mysore, Agriculture and Forest Department,
Bangalore.

No. LND.III.7.SR.573

Karwar, 8-6-1965.

Sir,

Subject:- Request for grant of land in S.No.44,
49,13 in Betta Manjawalli gram of
Sirsi Taluka petition of Sri Venkatraman
Narayan Hegde..



Reference: Government letter No. AFD 133 FGL 63
dated 30-8-1963 and reminder dated
31-5-1965.

re sub
A detailed report along with the papers of the
case, in reply to the Government letter quoted above,
was submitted to Government through the Divisional
Commissioner, Belgaum, under this office letter of
even number dated 4-12-1963 (copy enclosed). Thereafter
the papers of the case were called for by the Assistant
Secretary, Mysore Revenue Appellate Tribunal, Bangalore
under his letter No. RVN-280/64 dated 2-12-1964
(addressed to the Divisional Commissioner, Belgaum,
as Sriyuts V.N.Hegde and others preferred an appeal
against the order of the Divisional Commissioner,
Belgaum passed under his order No. RB/FOR-SR-1495 dated
30-9-1963. The Divisional Commissioner, has accordingly
sent the papers to the Mysore Revenue Appellate,
Tribunal, Belgaum Bench, now defunct, vide Divisional
Commissioner's letter No. FOR-SR-1495 dated 9-12-1964.
Copy enclosed.

In the circumstances, the Divisional Commissioner's
~~xxxxxx~~ Belgaum Branch may please be addressed in the
matter. I am submitting a copy of this letter along
with a copy of a Government letter under reference to the
Divisional Commissioner, Belgaum.

Yours faithfully,

H.A.
for Deputy Commissioner, N.K.

23 23

Copy of the letter No.LND.III.7.SR.573 dated 4-12-63 from the Deputy Commissioner, N.K.Karwar, addressed to the Secretary to Govt. A.& F.D.Bangalore.

"Sub:- Land Kanara
Manajawalli, Taluk Sirsi -
Grant of certain ...at

Ref:- Govt.letter No. AFD 133 GFL 63
of 30-8-63.

In submitting herewith the papers of the case in two files in connection with the above reference, I have to state as under:-

2. The case relates to disforestation of 0-3-0 of land out of S.No.44 A of Manajawalli village, Taluka Sirsi in favour of one G.S.Hegde. Shri G.S.Hegde, son of Shantaram Ganesh Hegde, one of the wahiwardars of the said betta requested for disforestation and grant of permission to use the house constructed by his father in the area of 0-3-0 for nonagricultural purpose viz. for running a Homeopathic dispensary.

3. In the course of the enquiry one Venkatraman Narayan Hegde and 5 others represented that Sri Shantaram Ganesh Hegde has let out the building constructed in the said S.No. which was allowed to be constructed for bonafide personal use and that he had ignored the conditions of grant with regard to the buildings constructed in the adjacent area in S.No. 49-B. They requested that the buildings be got removed and suitable action taken against Shri Shantaram Ganesh Hegde.

4. Since in the course of the enquiry it transpired that the delinquent had given the house constructed in the said area of 0-3-0 to one Shri R.G.Bhat free of rent which fact did not appear convincing and the plea of Shri G.S. Hegde as regards requirement of the house for running the dispensary was open to doubt the request for disforestation was refused on 11-7-1963 under this office No. LND.III.7.SR.573.

5. Shri G.S.Hegde and Shantaram Ganesh Hegde thereafter went in appeal to the Divisional Commissioner against the order of refusal who after hearing the parties has directed grant of N.A.permission with a direction that suitable action may be taken for using a larger area, than what was permitted. A copy of the Divisional Commissioner's order has been transmitted to the Assistant Commissioner for enquiry and suitable action will be taken on receipt of the proposals according to the directions of the Divisional Commissioner. In view of the decision of the Divisional Commr. the petitioner Venkatraman Narayan Hegde may be ordered to be suitably informed.

6. Since the Divisional Commissioner, has granted permission to use the house constructed in the area of 0-3-0 for N.A.purpose, Government may kindly be moved to sanction disforestation of the 0-3-0 in favour of the applicant and the papers returned for further action."

Submitted through the Divisional Commissioner, Belgaum.

"Copy"

R. B. Muddekan

f. Dy. Commr. N.K.

24

Copy of the letter No. RB.FOR.SA.1495 dated 9-12-64, from the Divl. Commr. Belgaum, to the Asst. Secretary, Mysore Revenue Appellate Tribunal, Bangalore.

"Sub: - Appeal of Shri V.N. Hegde and other Versus S.G. Hegde and others against the order of the Divl. Commr. Belgaum in FOR-SR-1495 dated 30-9-63 and Dy. Commr. Karwar in No. 111-7-SR-573 dated 11-7-63.

Ref: - Your letter No. RVN-280/64 dated 2-12-64.

All the three files relating to this case (i.e. one relating to this office and two, to the Deputy Commissioner N. Kanara) have already been sent to the

Sl. No. & date of This office MRAT Belgaum reference No. calling for & date under records. which files have been sent.	No. of files sent and page Nos. etc.	Mysore Revenue appellate Tribunal to its Belgaum Bench (now defunct) on the dates shown in the margin.
--	--	---

~~1. Pet No. 463 of 63 FOR-SR-1495 One file~~		
1. Pet No. 463 of 63 dt. 17-12-63.	FOR-SR-1495 of 31-12-63.	One file Pages (1-57)
2. " of 9-1-64.	" 18-1-64.	Two files (One of pages 1 to 172 and another of pages 1 to 58)

/copy/

R B Mudalekar

Asst. Commr. N. Kanara

2525

SUBJECT
.....
.....

Diary No. of letter replied to.....

Mysore Government Secretariat.

()
the 196 .

Date of Issue.....

Signed by.....
Date 26-6-1965

Section
File No.
Serial No.

No.
To

The Divl. Commr.,
Belgaum
Sir,

Sub:- page 2 / c/f.

IN enclosing a copy of
letter No. LND-III-7-SR-573 dated
8-6-1965, on the above subject,
received from the D.C., Karwar and
to request you to intimate the
stage at which the matter stands.

Y.F.

Y.F.S., A&F

List of enclosures.....

Copied by.....

Examined by.....

Copy to:-
1) D.C. Karwar for information.

No. RB.FOR.S7.1495.

Office of
Divisional C
Belgaum, 9



The Secretary to Government,
Agriculture and Forest,
Department, Bangalore.

Sir,

Subject:- Request for grant of land in S.No.44
49,13, in Betta Manjawalli gram of
Sirsi, Taluka Petition of Sri.Venkatra-
man Narayana Hegde....

Reference: Your letter No. FD.133.FGL.63 dated-
26-6-1965.

The case under reference is pending before the
Mysore Revenue Appellate Tribunal, Bangalore.

Yours faithfully,

(R.A.Patil.)

for Divisional Commissioner,
Belgaum.

RK/7-7.

GOVERNMENT OF MYSORE

No. AD 133 FGL 63.

28
MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,

27
Dated, Bangalore,.....26.1966.

FROM

The Secretary to the Government of Mysore,
Agriculture & Forest Department.

TO

The Divisional Commissioner,
Belgaum Division,
Belgaum.

SIR,

Sub: Request for grant of land in S.No.44
49,13 in Betta Manjavalli gram of
Sirsi Taluka Petition of Sri Venkataaman
Narayana Hegde.

Ref: Your letter No.RB.FER.SR.1495, dated
9-7-1965.

I am directed to invite reference to Govern-
ment letter of even number dated 26-6-1965 on the
above subject and to request you to intimate the
decision of the Mysore Revenue Appellate Tribunal,
Bangalore, early.

Yours faithfully,

(M.W.Winston)

Under Secretary to Government,
Agriculture & Forest Department.

ISSUED

22/6/1966

No. B-3/18/GFL/556/66-67.

Encl: 4 files
To

29 28
CHIEF CONSERVATOR'S OFFICE,
BANGALORE, DATED 29 JUNE, 66.

The Secretary to Government,
Agriculture & Forest Department,
B a n g a l o r e.



Sir,
Sub:- Betta land North Kanara S.No. 44 A of Manjawalli,
Taluka Sirsi at -

.....

I enclose herewith the papers (in 4 files) ending
with letter No. RB/FOR.SR. 1495 dated 18-4-66 of the
Divisional Commissioner, Belgaum.

I have no objection for disforestment of 0-3-0 gunthas
out of Betta S.No. 44 A of Manajawalli, taluka Sirsi for
N.A. purpose as recommended by the Divisional Commissioner.

Yours faithfully,

Chief Conservator of Forests.

s.m/-

29/6

To

The Secretary to Government,
Agriculture & Forest Department,
Bangalore.

No. LND-III-7-SR-573

29 30
19.44
Karwar, 4-12-1963.

Sir,

Subject:- Lands : Kanara-
Manajawalli, Taluk Sirsi
Grant of certain at

Reference: Govt. letter No. AFD 133 GFL 63
of 30-8-1963.

In submitting herewith the papers of the case
in two files in connection with the above reference,
I have to state as under:-

2. The case relates to disforestation of 0-3-0^G
of land out of S.No. 44A of Manajawalli village, Taluk
Sirsi in favour of one G.S. Hegde. Shri G.S. Hegde, son
of Shantaram Ganesh Hegde, one of the wahiwatdars of
the said betta requested for disforestation and grant of
permission to use the house constructed by his father
in the area of 0-3-0 for non-agricultural purpose viz.,
for running a Homeopathic dispensary.

3. In the course of the enquiry one Venkatraman
Narayan Hegde and 5 others represented that Shantaram
Ganesh Hegde has let out the building constructed in
the said S.No. which was allowed to be constructed for
bonafide personal use and that he had ignored the
conditions of grant with regard to the buildings
constructed in the adjacent area in S.No- 49-B. They
requested that the buildings be got removed and suitable
action taken against Shri Shantaram Ganesh Hegde.

4. Since in the course of the enquiry it transpired
that the delinquent had given the house constructed in
the said area of 0-3-0 to one Shri R.G. Bhat free of rent
which fact did not appear convincing and the plea of
Shri G.S. Hegde as regards requirement of the house for
running the dispensary was open to doubt the request for
disforestation was refused on 11-7-1963 under this office
No. LND-III-7-SR-573.

5. Shri G.S. Hegde and Shantaram Ganesh Hegde
thereafter went in appeal to the Divisional Commissioner
against the order of refusal who after hearing the parties
has directed grant of N.A. permission with a direction that
suitable action may be taken for using a larger area
than what was permitted. A copy of the Divisional
Commissioner's order has been transmitted to the Asst.
Commissioner for enquiry, and suitable action will be
taken on receipt of the proposals according to the
directions of the Divisional Commissioner. In view of
the decision of the Divisional Commissioner the petitioner
Venkatraman Narayan Hegde may be ordered to be suitably
informed.

6. Since the Divisional Commissioner has granted
permission to use the house constructed in the area of
0-3-0 for N.A. purpose, Government may kindly be moved to
sanction disforestation of the 0-3-0 in favour of the
applicant and the papers returned for further action.

Yours faithfully,

Deputy Commissioner, N. Kanara.

Submitted through the Divisional Commissioner, Belgaum.

18.5.22

3681

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Below letter No. LND III-7-SR-573 of 19-11/4-12-1963
from the Deputy Commissioner, Kanara Karwar addressed to
the Secretary to the Government, Agriculture and Forests
Department, Bangalore.

-----00000-----

Subject:- ~~Disposal of certain lands of Kanara~~
Lands Kanara - Manajawalli, Taluka Sirsi.
Grant of certain ...at.

No. FOP/BFB/SD/ 17-1 of 63-64.
Belgaum, 10 January, 1964.

Transmitted together with the case papers ~~(in two file)~~ in two file
to the Divisional Commissioner, Belgaum Division, Belgaum for
favour of further action.

2. The case papers may please be submitted to the Government
through the Chief Conservator of Forests in Mysore, Bangalore.

S. Nayundappa
CONSERVATOR OF FORESTS,
BELGAUM CIRCLE.

BK 9-1.

Copy transmitted to the Deputy Commissioner, Kanara, Karwar
for information.

Copy forwarded to the Divisional Forest Officer, Kanara
S.D. Hona var with ref. to this office No. FOP/GFL/SD/17-1 of
11-6-1962 for information.

P. 60

22297
RM
10 JAN 1964

note

31

The case papers are sent to
 M.R.A.T., Belgium, as called for
 under their no. Letu. 460/63 of 9-1-64.
 Hence, keep in wait till ^{return} receipt
 of records from M.R.A.T., Belgium.
 M. B. FOR. 42-1495.
 For Dir. Com. Belgium.
 13-1-64.

Draft-
 letter to
 M.R.A.T. put
 up separately
 by dir.
 E.
 13/1/64

32.5 32

Before the Mysore Revenue Appellate Tribunal,
Camp, Belgaum.

This 30th day of July, 1965.

Revision 280/64(BIR)

Present:

1. Nasiruddin Ahmad. Member.
2. Shri S. Visvesvariah Dist. Judge-Member.

Petitioners:

1. Venkataraman Narayan Hegde.
2. Venkataraman Manjappa Hegde.
3. Manjunath Venkataraman Hegde.
4. Gajanan Ganapati Hegde.
5. Shankaranarayana Ramayya Hegde.
6. Subraya Ramayya Hegde.
7. Manjunath Ganapati Hegde.

All of village Lingadkon, Taluka Sirsi, District North Kanara.

(By Shri N. S. Metrani)

Versus:

1. Shantaram Ganesh Hegde.
 2. Gajanan Shantaram Hegde.
- Both of Lingadkon, Taluka Sirsi, District North Kanara.

Respondents:

3. The State of Mysore.

(Respondents 2 and 3 by Shri B. G. Deshpande).
(Respondent State by Shri K. S. Somasekhar).

Revision petition from the order dated 30-9-1963,
of the Divisional Commissioner of Belgaum Division,
passed in F.O.R. S.R. 1445, on his file.

Shri Nasiruddin Ahmad, on behalf of the Bench of the
Tribunal, made the following:

ORDER

1. This revision petition is directed against the
order of the Divisional Commissioner of Belgaum Division
in Number RB.FOR.S.R. 1445, dated 30-9-1963. The facts leading
to this revision petition are that S.No.44 of Manjawalli
village of Sirsi Taluka, is a Betta land being used for
the benefit of the adjoining vahivatdars for better
cultivation. In 1954, Santaram Ganesh Hegde, the first
respondent before us, applied for 15 guntas of land in this
Survey Number for construction of a farm house. An area

of 3 guntas was sanctioned for the purpose. On 24-9-1961,

he made another application to permit these three guntas of land to be used for N.A. purposes as he wanted to

house his son in that building. The Deputy Commissioner refused permission and he approached the Divisional

Commissioner. The operative position of Divisional

Commissioner's order's operative portion reads as under:-

"On an examination of the records I am inclined to consider that there did exist as a matter of fact, some arrangement between the various wahi-vatdars about the assignment of betta land for particular people. It is obviously a mutually accepted arrangement and the statement given at the earliest time is indicative of this arrangement. The two respondents along with others had no objection at that time to the second appellant getting permission for construction of a farm house. Even conceding for the sake of argument that the two respondents were taking the contract from this betta land for the use of their gardens, the construction of any kind of house, whether a farm house or a residential house, would straightway lead to the removal of the trees on that plot of land. So when they agreed to the construction of a farm house it would mean that to that extent they surrendered their right for the usufruct from the trees standing in that plot of land.

What is now sought is only a change in the nature of use of the house. Instead of being used as a farm house, it is to be used as a residential house. The appellant has now tried to import some sentiment by stating that one of his son is a cripple and the house is needed for his use. I am inclined to think that this was really not necessary. The simple and straight issue is whether the farm house could be used as a residential house.

The other wahi-vatdars had no objection in the first instance. The Forest Department has no objection to the change in the nature of use. The second appellant does not ask for any extra extent of Betta land. These factors should be sufficient to reach a conclusion that the grant of N.A. permission sought for cannot be wrong and I would have no hesitation in accepting the recommendation of the Circle Officer and the Tahsildar. The order of the Deputy Commissioner I am afraid, is not consistent with the report on facts made by the local officers and I would therefore set it aside. The N.A. permission sought for is granted."

Against the above order of the Divisional Commissioner, the revision petitioners have come up in revision to this Tribunal for relief.

3. The learned counsel for the petitioners stressed on the fact that, against a farm house, S.G. Hegde has constructed a regular house and one Mr. Bat advocate is staying in it. It is also urged that there was a breach committed and the Deputy Commissioner was correct in rejecting the petition. He further argued that this land was meant for the benefit of Wahivatdars and there was no agreement between them about the apportionment. It is pointed out that the consent of the revision petitioners on the first application of 1954 is not correct. The land also, was not disforested. The Forest department has clearly stated that Betta land cannot be granted for N.A. use unless Government orders are obtained. The learned counsel pointed out to pages 45 and 47 of file No.1 of the Deputy Commissioner, in which opinion of the Forest Officers is expressed. The Divisional Commissioner's remark that the revision petitioners had surrendered their rights to the extent of 3 guntas is not borne on record.

4. The respondents' counsel Mr. Deshpande, first of all pointed out that no illegality or impropriety could be shown by the revision petitioners counsel except some facts interpreted by him in the manner he liked. At the time of enquiry of S.G. Hegde's application statements of Wahivatdars were taken. It is also clear from the record that they divided pieces of this Betta land and were enjoying the in respective portions. Even in the statement of Bagayatdars, it is stated that S.No.44 was in exclusive enjoyment of S.G. Hegde. According to the agreement entered into with the Collector, S.G. Hegde, constructed his residential house and cattle shed in this area of three guntas. Later on 24-9-1961, his son, as a member of a Hindu Joint family, applied to the Collector. He had as much right as his father and the proceedings cannot be void. But on the Deputy Commissioner's proposal, certain remarks were made by the Divisional Commissioner on 19-7-1962. On this, the Tahsildar was asked to send a report, who issued notice (page 65). Its service was refused by three Wahivatdars. The learned counsel pointed out that instead of '7' have come in revision petition who have no locus standi. Further, he explained that in 1954 on the express consent of Wahivatdars, three guntas of land were granted.

When trees were removed and a house was already constructed, there was no question of usufruct on this area being now available for the Wahivatdars. The only question was, whether 3 guntas in which the house was constructed could be permitted for non-agricultural purpose as applied for or not. Regarding the construction against the conditions of grant, the Divisional Commissioner has not stopped the Deputy Commissioner from levying penalty or any such action which is necessary under law. The revision petition does not satisfy section 211 and no interference is called for.

5. The learned State Representative, Mr. K.S. Somesekhar, has drawn our attention that a solid building instead of farm house has come up and Government has to loose the ownership on this three guntas of land. He suggests that, with heavy penalty, this action may be regularised and the Divisional Commissioner's order may be upheld.

6. By way of reply, Mr. Methrani, the learned Advocate for the petitioners, re-iterated that rights of other Wahivatdars were encroached and Government should not take notice of private arrangements.

7. After examining the records and careful consideration, we find that in 1954, the grant of three guntas of land was made on the consent of seven wahivatdars, including the present petitioners. Having consented, they cannot, after a lapse of so many years, come up against their own consent and complain that their rights of better enjoyment has been disturbed by Shri S.G. Hegde. We also find that there existed an arrangement in this Beta land, each Wahivatdar had his own portion from which he could take the leaves and usufruct. When S.G. Hegde constructed the house, trees standing on this area of three guntas, were naturally removed. The Conservator of Forests has remarked out that such permission could only be granted by the Government. Other proceedings drawn for a second time on the District and Taluka level, have created these

36 7 35

complications. The simple point at issue is whether the construction already existed all these years, could be regularised by proper penalty and S.G.Hegde could be allowed the enjoyment thereof, or the three guntas in dispute should be taken back, his construction being dismantled. This of course, is an extreme course. The disforestation already done on this area of three guntas, cannot now be undone. The only alternative left is that it should be regularised. We agree with the Divisional Commissioner that suitable action should be taken against Shantaram Ganesh Hegde by way of penalty etc and N.A. permission sought for, should be granted. We therefore, see no merit in this revision petition.

3. In the result, this revision petition fails and is dismissed.

Revision petition dismissed.

Dictated to the Stenographer, typescript edited and then pronounced in the open court this 30th day of July, 1965.

Sd x x x
(S.Visveswariah)
Member.

Sd/-
(Nasiruddin Ahmad).
Member.

"TRUE COPY"

sd/-

- Assistant Secretary
Mysore Revenue Appellate Tribunal.

Shri M.S.Bhat had filed a petition before me stating that he is appearing for Sri Venkatraman Manjappa Hegde and Sri Manjanath Ganapayya Hegde and that they were also interested in the present case in as much as the land for which N.A. permission has been asked for is a Betta land assigned for use to Bagayat land held by them. He has also been heard.

The second appellant had applied during the year 1954 for construction of a house in an area of 15 gunthas in Forest Betta S.No.44. The Collector of North Kanara granted permission for construction of a farm house in an area of 3 gunthas only. The second appellant later applied on 24-9-1961 that the area of 3 gunthas permitted for use for a N.A. purposes. The Deputy Commissioner after making necessary enquiries has felt that such permission cannot be granted.

I find from the records that a house has been constructed after the permission was given in 1957. Although apparently it was for a farm house, a fairly substantial house has been constructed. The construction of the house is now urged by the second appellant to be for use by his son, the first appellant, who is a cripple and who is now a Homeopathic Practitioner. The Circle Officer who enquired into the case felt that the construction of the building was in conformity with the Bagayat conditions like leaving 80 feet from the centre of the road etc. The Forest Department has also recommended the case and the Conservator of Forests has no objection to the grant of the permission from the Forest point of view provided that no additional betta land is asked for. The Tahsildar had also recommended the grant of the N.A. permission.

The S.No. has been assigned as Betta land for a number of Bagayat S.Nos. The other wahivatdars have now objected to the grant of the N.A. permission on the ground that it interfere with the right of removing the usufruct and collection of leave for better cultivation of their gardens.

The appellant has produced some certified copies of the statements given at the time the original permission was granted in which the wahivatdars had indicated that a private arrangement existed in which the Forest betta lands were apportioned among themselves for their exclusive use and S.No.44 was in the wahivat of the second appellant and that they had no objection to that land being used in accordance with such permission as Government may accord. Sri M.S.Bhat who appeared for the two respondents has produced the Record of Rights in which it has been indicated that this S.No. is shown as being betta land for a large number of S.Nos. belonging to both the appellant and the respondent and to others. On an examination of the records I am inclined to consider that there did exist, as a matter of fact, some arrangement between the various wahivatdars about the assignment of betta land for particular people. It is obviously a mutually accepted arrangement and the statement given at the earliest time is indicative of this arrangement. The two respondents along with others had no objection at that time to the second appellant getting permission for construction of a farm house. Even conceding for the sake of argument that the two respondents were taking the usufruct from this betta land for the use of their gardens, the construction

ORDER

No. RB/FOR-SR-1495.
Belgaum, 30th Sept. 1963.

1. Shri G.S. Hegde, Homeopathic Medical Practitioner.
2. Shri Shantaram Ganesh Hegde, both of Lingadukhen Taluka Sirsi...

Appellants

The second appellant had applied during the year 1954 for construction of a house in an area of 15 gunthas in Forest Betta S.No. 44. The Collector of North Kanara granted permission for construction of a farm house in the State.

Appeal against the Deputy Commissioner, N. Kanara's order No. LND-III-7-SR-573 of 11-7-1963.

Preamble :-

S.No. 44 of Manajawali village in a Betta land assigned for the use of garden S.Nos. 38, 46 etc. as noted in the other rights col. of R. Rotat page 3 of File No. The appellant No. 2 who has wahiwadi right in that land has obtained the permission of the Deputy Commissioner, North Kanara, under No. GFL-A-7369 dated 20-3-1957 for construction of a farm house in an area of 3 gunthas of land in this betta S.No. He has constructed a building therein. Appellant No. 1 i.e. the crippled son of appellant No. 2 has applied to the Deputy Commissioner, North Kanara on 24-9-1961 stating that he desires to carry on medical practice in the building constructed in this piece of land for his livelihood, and that, the said plot may be converted for non-agricultural use. Appellant No. 2 has also given consent for conversion of the land for N.A. use. As it is a betta land No. N.A. permission can be given only after granted without first disforesting it. Therefore after due enquiry, the Deputy Commissioner North Kanara submitted proposals under his No. LND-III-7-SR-573 dated 19-7-1962, requesting to obtain Government sanction for disforesting the land. But, in view of Conservator of Forests, Belgaum Circle Belgaum's endorsement No. POP. GFL.SDK.17/1/62-63 dated 11-6-1962, the Deputy Commr. North Kanara was asked under this office No. FOR-SR-1256 of 30-7-1962, to state inter alia, whether there is any objection from the other Betta wahiwadars to the grant of the land to the applicant (appellant No. 1) without asking for any additional area for betta purpose. Thereupon, the Deputy Commissioner reported that four out of the seven Betta wahiwadars have given consent to disforest the land in favour of the appellants and other three have opposed, that his request for use of the land for dispensary purpose is open to doubt and that applicant's request for disforestment may be refused. The Deputy Commissioner also requested to return the case papers after perusal, for taking suitable action in the matter of alleged misuse of land by appellant No. 2. The case papers were accordingly returned to him on 20-6-1963 for further action according to rules and regulations. The Deputy Commissioner thereupon gave a reply to Appellant No. 1 on 11-7-1963 stating inter alia that his father (Appellant No. 2) has allowed one Shri R.G. Bhat, Pleader, to occupy the house constructed in the said area and that his request for conversion of 3 gunthas into N.A. is refused as there is also objection from the other wahiwadars. Against this, they have come in appeal to the Divisional Commissioner.

ORDER

I have heard Shri B.G.D. Shpande for the appellant.

39. 12/1

of any kind of house, whether a farm house or a residential house, would straightway lead to the removal of the trees on that plot ~~xxxxxx~~ of land. So when they agreed to the construction of a farm house it would mean that to that extent they surrendered their right for the usufruct from the trees standing in that plot of land.

What is now sought is only a change in the nature of use of the house. Instead of being used as a farm house, it is to be used as a residential house. The appellant has now tried to import some sentiment by stating that one of his sons is a cripple and the house is needed for his use. I am inclined to think that this was really not necessary. The simple and straight issue is whether the farm house could be used as a residential house. The Forest Dept. has no objection to the change in the nature of use. The second appellant does not ask for any extra extent of Betta land. These factors should be sufficient to reach a conclusion that the grant of N.A. permission sought for cannot be wrong and I would have no hesitation in accepting the recommendation of the circle Officer and the Tahsildar. The order of the Deputy Commissioner I am afraid, is not consistent with the report on facts made by the local officers and I would therefore set it aside. ~~The N.A. permission sought for cannot be wrong and I would have no hesitation in accepting the recommendation of the Circle Officer and the Tahsildar. The order of the Deputy Commissioner I am afraid, is not consistent with the report on facts made by the local officers and I would therefore get it aside.~~ The N.A. permission sought for is granted.

Some statements were made that the second appellant has not strictly adhered to the terms of the grant made in 1957 and that an area larger than what was permitted was also built upon. These are matters which should certainly be looked into. If he has constructed a building upon an area larger than what was permitted, suitable action should be taken against him by way of levy of penalty etc.

Pronounced in open court.

Sd/G.V.K.Rao.
Divisional Commissioner, Belgaum.

Copy to-

1. The appellants.
2. The Deputy Commissioner, N.K. Karwar with the papers of the case.

No. IND. III. 7. SR. 573
Karwar, 4-12-1963.

Copy forwarded to the Asst. Commr. Sirsi for information and necessary action.

2. He should submit a report after due enquiry in view of the directions given by the Divisional Commr. in the last para of his order.

Copy to the Tahsildar Sirsi.

Copy was to the Divl. Forest Officer, S.D. Honavar. for information.

sd/- x x x
for Deputy Commissioner, N. Kanara.

No. DND-111-7-SR-573.

OFFICE OF THE

Deputy Commissioner, N. Kanara.
Karwar, 2% -9-1965.

To

The Assistant Secretary,

Mysore Revenue Appellate Tribunal,
Bangalore.

Ref: Your letter No. Ren 280/64 LBTRC dt. 20.8.65.

The records are duly received.

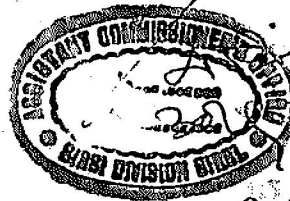
Yours faithfully,

Deputy Commissioner,
North Kanara.

Copy with a copy of the reference cited above and a copy of the order of the Tribunal along with the papers of the case forwarded to the Assistant Commissioner Sirsi, for necessary action.

2. He is requested to submit a report after levying penalty etc, in view of the Tribunal's order dated 30-7-1965.

Copy with the copy of accompaniments forwarded to the Tahsildar Sirsi for further action.



The Divisional Forest Officer, Karwar Circle Sirsi
W.Cs.

The Assistant Commissioner, Karwar and the Assistant
Commissioner, Kunta for information.

Copy to FOR-1 & FOR-II along with a copy of the
Divisional Commissioner, Belgaum's Order No. RB/FORSR-1495
dated 30-9-1963.

DEPUTY COMMISSIONER
KANARA, KARWAR
G. R. R. No.
Compl. No.
Date of Receipt 2 DEC 1965

Deputy Commissioner,
North Kanara

576
Mr. B. R. 576.
Perce, 12.10.65.
Red to see Pahr Perce with ten
Papers of ten case in 2 files for submitting
necessary papers in the matter early.

1926
15710
SHILDA'S OFFICE



To

The Divisional Commissioner,
Belgaum.

No. LND.III.7.SR.573

Karwar, 17-1-1966.

Sir,

Subject:- Disforestation of 3 gunthas from
S.No. 44-A of Manajawalli,
Taluka Sirsi...

Reference: 1. Your letter No. RB/FOR-SR-1495
dated 21-10-65.

2. This office letter No. LND.III-7-
SR-573 dated 29-10-65.

B
A
I am submitting herewith the files received
from the M.R.A.T., Bangalore, together with the files
received from the Assistant Commissioner, Sirsi under
his endorsement No. FOR-SR-516 dated 28-11-1965. In
the circumstances stated by the Assistant Commissioner
no action to levy penalty needs to be taken in this
case. I therefore request you to kindly move
Government to sanction disforestation of the 3 gunthas
in favour of the applicant as already proposed under
this office No. LND.III.7.SR.573 dated 4-12-1963.

Yours faithfully,

O.C. signed by
by Dy. Commr.

for Deputy Commissioner, N.K.

RB
20 JAN 1966
12229

No.RB.FOR.SR.1495. / 4 files.

Office of the,
Divisional Commissioner,
Belgaum, 28/2/1966.

To

The Secretary to Government,
Agriculture and Forests Department,
B A N G A L O R E.

Sir,

Subject:- Betta Land ..North Kanara..Sy.No.44.A.
of Manajawalli, Taluka Sirsi at...

I forward herewith the Deputy Commissioner,
Karwar's letter No.LND.III.7.SR.573 dated 17-1-1966
along with the connected records. In the circumstances
reported by him, the Government may kindly be moved to
sanction disforestation of 3 gunthas of land, out of B.S.
No.44A.of Manajawalli village in Sirsi Taluka for grant
to Shri.S.G.Hegde for N.A.Purpose, as proposed in the
Deputy Commissioner, Karwar's letter No.LND.III.7.SR.573,
dated 4-12-1963.

The connected records may kindly be returned
to the Deputy Commissioner, Karwar direct when done with.

Yours faithfully,

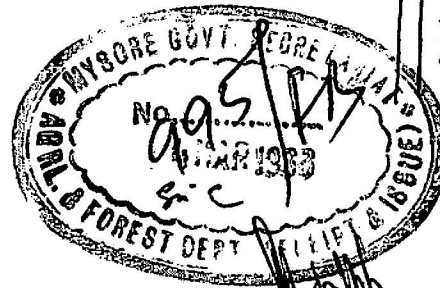
D.B. Hosangadi
28/2

(D.B.Hosangadi.)
for Divisional Commissioner
Belgaum.

O.C.Signed by
Commissioner.

RK/28-2.

(P.T.O.)



*Recd 3/2
Belgaum*

44

No AFD 995/F/B/86

Mysore Govt. Secretariat
Vilkhena Soudha
Bangalore.

-4-1966

Returned in original to the Divisional
Commissioner, Belgaum, together with
the records in 4 files for submission
through the Chief Conservator of
Forests, Bangalore.

103 APR 1966

103

hoo

for

For 82-1495

Under Secretary to Govt.
Agr. a Forest Dept.

No.RB/FCR.SR.1495

~~18~~ 41/45
Office of the Divl. Commissioner,
Belgaum Division, Belgaum.
18-4-1966

To

The Chief Conservator of Forests,
in Mysore, Bangalore.

Sir,

Sub:-Betta land: North Kanara. Sy.No.44A of Manajawalli,
Taluka Sirsi at..

I forward herewith the case papers in 4 files received from
the Government, under No.AFD 995/FAR/66 dated -4-66 for onward
transmission as observed therein.

Yours faithfully,

[Signature]
for Divisional Commissioner, Belgaum

22 APR 1966

gsg/18/4

3221
23/4 124
25/4

M2 46

M. G. S. App. F VI—G. 2]

SUBJECT Release of an area of
3 gunas B. I. No. 44-A of
manjowalli, Sirsi Tal.

Diary No. of letter replied to.....

Mysore Government Secretariat

()
the 195 .. }

Date of issue.....195

Signed by.....4047

May this be—

- (i) printed?
- (ii) treated as a Standing Order?
- (iii) published in the Gazette, English Part?
- (iv) translated?
- (v) placed at the disposal of the Press?
- (vi) published in the Gazette, Kannada Part?

2947

Section

Serial No.

File No.

Proceedings of the Government of
Mysore

Read

Letter No. RM/-
FOR - SR - 1495

of 28-2-1966 of
the Civil Commr.,
Belgm

Order thereon

Letter No. B3-
18 - HEL - 558/66-67

of 29-6-1966 of
the CCF

Order no.

At 133 FHL 63
of

the Civil Commr.,
Belgm has subd.

proposal recd. from the
 se, Kanwar who has
 stated that an area of
 3 guntas out of B.S. No.
 44-A of Manajawalli village,
 Sirsi Tq. has been
 requested for release
 by Sri H.S. Hegde for
 running a Homeopathic
 dispensary

The Dist Commr. &
 the CCF have agreed
 to the proposal of the se,
 Kanwar

List of Enclosures.

Order:- In view of the
 facts explained by the
 se, Kanwar, Govt are
 pleased to order the
 release of an area of

Copied by

Examined by

3 guntas out of B.S. No. 44-A

Diary No. of letter replied to.....

Section

Serial No.

File No.

() }
the 195 }

**Proceedings of the Government of
Mysore**

Date of Issue.....195

Signed by.....

15 SEP 1961

- (i) printed?
- (ii) treated as a Standing Order?
- (iii) published in the Gazette,
English Part?
- (iv) translated?
- (v) placed at the disposal of the Press?
- (vi) published in the Gazette,
Kannada Part?

of Manajawalli,
Sirdi Tq. and
the CCF is direct-
ed to Surrender
the Area to the
R.O. for dis-
posal as per
rules after
the removal of
the tree growth
by the Ft. Deptt.

Order thereon.—No:

B. O. etc.

$\frac{1}{2} \frac{1}{s} A \frac{1}{2}$

TO B
2/17/66
CCF
Genl Commr., MGM
etc, Keweenaw
Copy to: - TRD
w/g

Kn c/108 -
in 4 files)

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Release of an area of 3 guntas - B.S.No.44-A
of Manjewalli, Sirsi Taluk.

ORDER NO.AFD 133 FOL 63,

DATED: BANGALORE: THE

JULY 1966

READ:

- 1) Letter No.BS/FOU.SR.1495 dated 23-2-1966 of the Divisional Commissioner, Belgaum.
- 2) Letter No.B3-19-GFL-556/56-57 dated 23-3-1966 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:

The Divisional Commissioner, has submitted proposals received from the Deputy Commissioner, Karwar who has stated that an area of 3 guntas out of B.S.No.44-A of Manjewalli Village, Sirsi Taluk has been requested for release by Sri G.S. Hegde for running a Homeopathic dispensary.

The Divisional Commissioner and the Chief Conservator of Forests have agreed to the proposal of the Deputy Commissioner, Karwar.

ORDER

In view of the facts explained by the Deputy Commissioner, Karwar, Government are pleased to order the release of an area of 3 guntas out of B.S.No.44-A of Manjewalli Sirsi Taluk and the Chief Conservator of Forests is directed to surrender the area to the Revenue Department for disposal as per rules after the removal of the tree ^{growth} ~~growth~~ by the Forest Department.

By Order and in the name of the
Governor of Mysore,


(H.V. Winston)

Under Secretary to Government,
Agriculture & Forest Department.

AR
48

To
The Chief Conservator of Forests in Mysore, Bangalore.
The Divisional Commissioner, Belgaum.
The Deputy Commissioner, Karwar (with case papers)
The Revenue Department.
The Weekly Gazette.

50

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Release of an area of 3 guntas - B.S.No.44-A
of Manjewalli, Sirsi Taluk.

ORDER NO. AFD 133 FGL 63,

DATED: BANGALORE: 1966

JULY 1966

READ:

- 1) Letter No. 18/FOR. 28. 1495 dated 23-2-1966 of the Divisional Commissioner, Belgaum.
- 2) Letter No. 33-13-GFL-556/66-67 dated 23-2-1966 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:

The Divisional Commissioner, has submitted proposals received from the Deputy Commissioner, Karwar who has stated that an area of 3 guntas out of B.S.No.44-A of Manjewalli Village, Sirsi Taluk has been requested for release by Sri G.S. Hegde for running a Homoeopathic dispensary.

The Divisional Commissioner and the Chief Conservator of Forests have agreed to the proposal of the Deputy Commissioner, Karwar.

ORDER

In view of the facts explained by the Deputy Commissioner, Karwar, Government are pleased to order the release of an area of 3 guntas out of B.S.No.44-A of Manjewalli Sirsi Taluk and the Chief Conservator of Forests is directed to surrender the area to the Revenue Department for disposal as per rules after the removal of the trees ^{grown} by the Forest Department.

By Order and in the name of the
Governor of Mysore,


(M. N. Winston)

Under Secretary to Government,
Agriculture & Forest Department.

OR
1/8
To
The Chief Conservator of Forests in Mysore, Bangalore.
The Divisional Commissioner, Belgaum.
The Deputy Commissioner, Karwar (with case papers)
The Revenue Department.
The Weekly Gazette.

5!

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Release of an area of 3 guntas - B.S.No.44-A
of Manjewalli, Sirsi Taluk.

ORDER NO. 133 VOL 63,

DATED: BANGALORE: M

JULY 1966

READ:

- 1) Letter No. NS/FCR.38.1495 dated 23-2-1966 of the Divisional Commissioner, Belgaum.
- 2) Letter No. BS-12-GFL-556/66-67 dated 23-6-1966 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:

The Divisional Commissioner, has submitted proposals received from the Deputy Commissioner, Karwar who has stated that an area of 3 guntas out of B.S.No.44-A of Manjewalli Village, Sirsi Taluk has been requested for release by Sri C.S. Hegde for running a Homoeopathic dispensary.

The Divisional Commissioner and the Chief Conservator of Forests have agreed to the proposal of the Deputy Commissioner, Karwar.

ORDER

In view of the facts explained by the Deputy Commissioner, Karwar, Government are pleased to order the release of an area of 3 guntas out of B.S.No.44-A of Manjewalli Sirsi Taluk and the Chief Conservator of Forests is directed to surrender the area to the Revenue Department for disposal as per rules after the removal of the tree ^{growth} by the Forest Department.

By Order and in the name of the
Governor of Mysore,


(H.B. Winston)

Under Secretary to Government,
Agriculture & Forest Department.

OR

1/8

To
The Chief Conservator of Forests in Mysore, Bangalore.
The Divisional Commissioner, Belgaum.
The Deputy Commissioner, Karwar (with case papers)
The Revenue Department.
The Weekly Gazette.

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Release of an area of 3 guntas - B.S.No.44-A
of Manjavalli, Sirsi Taluk.

ORDER NO.47D 123 JUL 63,

DATE: BANGALORE: THE

JULY 1963

READ:

- 1) Letter No.HS/FOR.32.1496 dated 28-2-1963 of the Divisional Commissioner, Belgaum.
- 2) Letter No.B3-12-GFL-556/66-67 dated 29-5-1963 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:

The Divisional Commissioner, has submitted proposals received from the Deputy Commissioner, Karwar who has stated that an area of 3 guntas out of B.S.No.44-A of Manjavalli Village, Sirsi Taluk has been requested for release by Sri G.S.Hegde for running a Homeopathic dispensary.

The Divisional Commissioner and the Chief Conservator of Forests have agreed to the proposal of the Deputy Commissioner, Karwar.

ORDER

In view of the facts explained by the Deputy Commissioner, Karwar, Government are pleased to order the release of an area of 3 guntas out of B.S.No.44-A of Manjavalli Sirsi Taluk and the Chief Conservator of Forests is directed to surrender the area to the Revenue Department for disposal as per rules after the removal of the tree ^{growth} by the Forest Department.

By Order and in the name of the
Governor of Mysore,

o/c



(H. S. Winston)

Under Secretary to Government,
Agriculture & Forest Department.

To
The Chief Conservator of Forests in Mysore, Bangalore.
The Divisional Commissioner, Belgaum.
The Deputy Commissioner, Karwar (with case papers)
The Revenue Department.
The Weekly Gazette.

- H. File